

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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BLACK LOVE RESISTS IN THE RUST by and through its Co-Directors Natasha Soto and Shaketa Redden and on behalf of its members; DORETHEA FRANKLIN; TANQUA SIMMONS; DE'JON HALL; JOSEPH BONDS; CHARLES PALMER; SHIRLEY SARMIENTO; EBONY YELDON; and JANE DOE, individually and on behalf of a class of all others similarly situated;

Plaintiffs,

v.

Civil No.: 1:18-cv-00719-CCR

CITY OF BUFFALO, NY; BYRON B. BROWN, Mayor of the City of Buffalo, in his individual and official capacities; BYRON C. LOCKWOOD, Commissioner of the Buffalo Police Department, in his individual and official capacities; DANIEL DERENDA, former Commissioner of the Buffalo Police Department, in his individual capacity; AARON YOUNG, KEVIN BRINKWORTH, PHILIP SERAFINI, ROBBIN THOMAS, UNKNOWN SUPERVISORY PERSONNEL 1-10, UNKNOWN OFFICERS 1-20, each officers of the Buffalo Police Department, in their individual capacities.

Defendants.

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**STIPULATED MOTION FOR ADJOURNMENT  
OF DEADLINES IN CASE MANAGEMENT ORDER**

The Parties respectfully move to amend the scheduling order to extend all deadlines by approximately one month. The proposed schedule is as follows:

Deadline	Current Date	Modified Date
Completion of fact discovery	February 20, 2024	March 21, 2024
Motion to compel discovery	March 4, 2024	April 3, 2024

<b>Deadline</b>	<b>Current Date</b>	<b>Modified Date</b>
Class certification motion	March 21, 2024	April 19, 2024
Service of initial expert reports	March 21, 2024	April 19, 2024
Service of rebuttal expert reports	April 15, 2024	May 15, 2024
Completion of all expert discovery	May 2, 2024	June 3, 2024
Dispositive Motions	May 27, 2024	June 27, 2024

In support of this motion, the Parties state as follows:

1. Under the present schedule, the deadline for completion of fact discovery is February 20, 2024, and any accompanying motion to compel is March 4, 2024. The Court has set additional deadlines, leading to a dispositive motion deadline of May 27, 2024.
2. The Parties have nearly completed depositions. With respect to plaintiff depositions, the Parties have completed the depositions of all plaintiffs. The Parties have also completed the non-party deposition of Buffalo Police Benevolent Association President, John Evans.
3. Since the parties' last extension motion, Defendants have produced former Commissioner Daniel Derenda, Commissioner Joseph Gramaglia, IAD Inspector Patrick Overdorf, Captain Derrick Banaszak, and Jason Whitaker for 30(b)(6) depositions. As such, 30(b)(6) depositions are nearly complete, with the exception of a limited 30(b)(6) deposition of Commissioner Gramaglia to testify regarding Plaintiffs' gang-related subtopic.
4. Due to witness and counsel availability, Commissioner Gramaglia's limited 30(b)(6) deposition could not be scheduled prior to the February 20, 2024 discovery deadline. Currently, this deposition is scheduled for March 7, 2024.

5. The Parties have continued to exchange paper discovery. Due to staffing shortages within the City, Defendants require additional time to identify and produce information responsive to Plaintiffs' demands.

6. The Parties are working together to complete discovery as efficiently and expeditiously as possible; however, due to the complex nature of the claims and defenses, the breadth of FRCP 30(b)(6) topics and discovery demands that Plaintiffs have drafted related to records Defendants recently produced and disclosed in their 30(b)(6) depositions, and the City's staffing limitations, Defendants require additional time to complete the 30(b)(6) depositions and respond to Plaintiffs' discovery demands including but not limited to Plaintiffs' requests for production and requests for admission.

7. Accordingly, the Parties respectfully request the modifications to the case management order as set forth in the table above.

8. The Parties thank the Court in advance for its consideration of this request.

Dated: Buffalo, New York  
February 19, 2024

/s/ Peter A. Sahasrabudhe

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 20, 2024, the above Stipulated Motion for Adjournment of Discovery Deadlines was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Western District's Local Rules, and/or the Western District's Case Filing Rules & Instructions upon all counsel registered through the ECF System.

/s/ Peter Sahasrabudhe